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Elaine C. Stracker

21 2008

PATENT

Attorney's Docket No.: 00026.04CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Rabinowitz et al.

Serial No.:

10/734,902

Filed:

12/12/2003

Title

DELIVERY OF ANTIDEPRESSANTS THROUGH AN INHALATION

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INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with their continuing duty of disclosure under 37 CFR §§ §1.97, 1.98 and 1.56, Applicants hereby submit for consideration in the above-identified application the enclosed references. The Information Disclosure statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

For the convenience of the Examiner, the references are listed on a PTO Form 1449 (attached) and copies thereof are enclosed. Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines than an extension and/or other relief is required, Applicants petition for any required relief including any extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 502731**. Please direct all correspondence to the following customer number.

Respectfully submitted,

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Date:		_	_	2001

Elaine C. Stracker J.D., Ph.D., Reg. 43,166

Alexza Molecular Delivery Corporation 1001 East Meadow Circle Palo Alto, CA 94303

TEL: (650) 687-3905 FAX: (650) 687-3999

PTO/SB/21 (08-03) Approved for use through 07/31/2006. OMB 0651-0031 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 10/734,902 **Application Number TRANSMITTAL** 12/12/2003 Filing Date **FORM** Joshua D. Rabinowitz First Named Inventor (to be used for all correspondence after initial filing) Art Unit Not yet known **Examiner Name** To be assigned Total Number of Pages in This Submission Attorney Docket Number 00026.04CON **ENCLOSURES** (check all that apply After Allowance communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to Group Petition Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert a After Final Proprietary Information **Provisional Application** Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request identify below): Request for Refund Express Abandonment Request Information Disclosure Statement CD, Number of CD(s) ___ Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Info. Disci. Statemetn (2 pp.) Form 1449 (3 copies, 8 pages each) Copy of Kreferences 172 Incomplete Application Response to Missing Parts Return Postcard under 37 CFR 1.52 or 1.53

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Not Yet Known

SEP 2 1 2004 From PTO-14494

INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

(Use several sheets if necessary)

Docket Number: 00026.04CON		Application Number: 10/734,902
Applicant:	Joshua D. RA	ABINOWITZ et al.

Group Art Unit:

12/12/2003

U.S. PATENT DOCUMENTS

Filing Date:

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
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	2.	05/27/1980	Re. 30,285	Babington	•		
	3.	01/23/1990	4,895,719	Radhakrishnun et al.			
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	25.	10/23/2001	6,306,431	Zhang et al.			

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Sheet 2 of 8

Form PTO-14	149		Docket Number: 00026	5.04CON	Application Number	er: 10/734,902
INFORM	ATION DISCLOS	SURE CITATION ATION	Applicant: J	Joshua D. RAI	BINOWITZ et al.	
	(Use several sheets if n		Filing Date: 1	12/12/2003	Group Art Unit:	Not Yet Known
26	5. 07/16/2002	6,420,351	Tsai et al.		<u> </u>	Γ
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		 	Cantor			
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51	. 01/29/2004	10/768,293	Rabinowitz et al.			
52	. 01/30/2004	10/769,046	Rabinowitz et al.			
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Sheet 3 of 8

Application Number: 10/734,902 Form PTO-1449 Docket Number: 00026.04CON Joshua D. RABINOWITZ et al. INFORMATION DISCLOSURE CITATION Applicant: IN AN APPLICATION 12/12/2003 Not Yet Known (Use several sheets if necessary) Filing Date: Group Art Unit: 01/30/2004 10/769,051 Rabinowitz et al. 53. 01/29/2004 10/769,157 Rabinowitz et al. 54. Rabinowitz et al. 55. 01/29/2004 10/769,197 Rabinowitz et al. 56. 02/09/2004 10/775,583 57. 10/775,586 Rabinowitz et al. 02/09/2004 03/03/2004 10/791,915 Hale et al. 58. 59. 03/03/2004 10/792,001 Rabinowitz et al. 10/792,012 Hale et al. 60. 03/03/2004 61. 03/03/2004 10/792,013 Rabinowitz et al. Hale et al. 03/03/2004 10/792,096 62. 63. 03/03/2004 10/792,239 Hale et al. 64. Rabinowitz et al. 03/31/2004 10/813,721 65. 03/31/2004 10/813,722 Rabinowitz et al. Rabinowitz et al. 66. 03/31/2004 10/814,690 67. 03/31/2004 10/814,998 Rabinowitz et al. 68. 04/01/2004 10/815,527 Rabinowitz et al. 69. 04/01/2004 10/816,407 Rabinowitz et al. 70. 04/01/2004 10/816,492 Rabinowitz et al. Rabinowitz et al. 71. 04/01/2004 10/816,567 72. 08/04/2004 10/912,462 Hale et al. 01/23/2003 US 2003/0015196 Hodges et al. 73. US 2003/0062042 Wensley et al. 74. 04/03/2003 Hale et al. 75. 11/13/2003 US 2003/0209240 01/02/2003 US 2003/0000518 Rabinowitz et al. 76. US 2003/0005924 Rabinowitz et al. 77. 01/09/2003 01/09/2003 US 2003/0005925 Hale et al. 78. **79**. 01/09/2003 US 2003/0007933 Rabinowitz et al. 01/09/2003 US 2003/0007934 Rabinowitz et al. 80. 81. 01/16/2003 US 2003/0012737 Rabinowitz et al. 82. 01/16/2003 US 2003/0012738 Rabinowitz et al. DATE CONSIDERED: **EXAMINER:**

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Sheet 4 of 8

	Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION			Docket Number: 00026.04CON Application Number: 10/			
				Applicant:	Joshua D. RA	L BINOWITZ et al.	<u>.</u>
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F	Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)			Docket Number: 000	26.04CON	Application Number	Application Number: 10/734,902	
				Applicant:	Joshua D. R.A	ABINOWITZ et al.		
				Filing Date:	12/12/2003	Group Art Unit:	Not Yet Known	
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							Sheet 6 of 8
Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION				Docket Number: 00026.04CON Application Number: 10/734,902			
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						Sheet 7 of 6	
Form PTO	-1449		Docket Number: 00026.04CON Application Number: 10/734,902				
INFOR		ON DISCLOSURE CITATION AN APPLICATION	Applicant: Joshua D. RABINOWITZ et al.				
		ise several sheets if necessary)	Filing Date:	12/12/2003	Group Art Unit:	Not Yet Known	
		OTHER DOCUMENTS	(including	author, title, Date, Perti	nent Pages, Etc.)		
Examiner Initials	Ref. No.	Title					
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PTO/SB/08 (2-92) Sheet 8 of 8

Form PTO	-1449		Docket Number: 00026.04CON Application Number: 10/734,902				
INFOR		ON DISCLOSURE CITATION AN APPLICATION	Applicant: Joshua D. RABINOWITZ et al.				
		lse several sheets if necessary)	Filing Date:	12/12/2003	Group Art Unit:	Not Yet Known	
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